IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 9542 of 1999

For Approval and Signature:

HON'BLE MR JUSTICE KS JHAVERI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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GUJARAT STATE ROAD TRANSPORT CORPORATION - Petitioner(s)

Versus

S M VASAVA - Respondent(s)

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Appearance :

MR HARDIK C RAWAL for Petitioner No(s).: 1.

MR GK RATHOD for Respondent No(s).: 1.

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CORAM : HON'BLE MR JUSTICE KS JHAVERI

Date : 19/07/2005

ORAL JUDGMENT

1. This petition is directed against the judgment and award dated 21st May, 1999 passed by the Labour Court, Vadodara in Reference [L.C.V.] No. 528 of 1994, whereby the Labour Court has directed the petitioner Corporation to reinstate the respondent on his original post with

continuity in service and 60% back wages.

2. Mr. Raval learned advocate for the petitioner Corporation has produced on record a communication dated 6th January, 20005, wherein it is stated that the respondent is working with the statutory authority namely Bharuch District Panchayat, since the year 1985.

3. Therefore, in view of the aforesaid communication, I am of the opinion that since the respondent is working with the Bharuch District Panchayat, since the year 1985, the impugned award passed by the Labour Court is required to be quashed and set aside. Accordingly, the award dated 21st May, 1999 passed by the Labour Court, Vadodara in Reference [L.C.V.] No. 528 of 1994 is quashed and set aside. Rule is made absolute to the aforesaid extent with no order as to costs.

[K.S. JHAVERI, J.]

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